

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Benjamin Wilbur	Team: Team # 3	CCRB Case #: 201010158	<input checked="" type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Friday, 07/23/2010 10:30 AM	Location of Incident: Kingston Avenue and Park Place	Precinct: 77	18 Mo. SOL 1/23/2012	EO SOL 1/23/2012	
Date/Time CV Reported Sun, 07/25/2010 5:36 PM	CV Reported At: CCRB	How CV Reported: On-line website	Date/Time Received at CCRB Sun, 07/25/2010 5:36 PM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. POM Daniel Diaz	28347	940091	077 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POM Daniel Diaz	Force: PO Daniel Diaz used physical force against § 87(2)(b) [REDACTED]	

Synopsis

§ 87(2)(b) filed this complaint with the Civilian Complaint Review Board on July 25, 2010, via the CCRB's On-line website. On July 23, 2010, at approximately 10:30 p.m., § 87(2)(b) was approached by an unidentified officer in the vicinity of Kingston Avenue and Park Place in Brooklyn. The officer handcuffed § 87(2)(b) and walked § 87(2)(b) over to a police vehicle. § 87(2)(b) asked why he was being arrested, and the officer knocked § 87(2)(b) to the ground causing unknown injuries. § 87(2)(b) was arrested and charged with § 87(2)(b).

§ 87(2)(b). His arresting officer has been identified as PO Daniel Diaz of the 77th Precinct, § 87(2)(g).

The undersigned investigator mailed a first please call letter to § 87(2)(b) on July 28, 2010. On July 28, 2010, the undersigned investigator left a message for § 87(2)(b) asking him to contact the CCRB. On July 30, 2010, a final please call letter was mailed to § 87(2)(b). On July 30, 2010, § 87(2)(b) called the undersigned investigator and stated that he wished for all future communication to go through his attorney, § 87(2)(b), of the law firm § 87(2)(b). On July 30, 2010, the undersigned investigator spoke with § 87(2)(b) who asked to be called back at a later time, so he could speak to § 87(2)(b). On August 4, 2010, and August 6, 2010, the undersigned investigator left messages for § 87(2)(b). On August 10, 2010, § 87(2)(b) left a message for the undersigned investigator. In it he stated that he wished to withdraw the complaint on behalf of his client, given that they wished to solely concentrate on the civil lawsuit they had filed. On August 11, 2010, the undersigned investigator spoke with § 87(2)(b) who confirmed that his client wished to withdraw his complaint. § 87(2)(b) stated that neither he nor § 87(2)(b) was forced into withdrawing their complaint by any member of the NYPD or CCRB. A withdrawal letter was faxed to § 87(2)(b) and upon its return to the CCRB, it will be added to the case file. § 87(2)(g).

Team: _____

Investigator: _____	_____	_____
Signature	Print	Date

Supervisor: _____	_____	_____
Title/Signature	Print	Date

Reviewer: _____	_____	_____
Title/Signature	Print	Date

Reviewer: _____	_____	_____
Title/Signature	Print	Date